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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91224827
Party	Defendant Timeless Corporation
Correspondence Address	JUSTIN C KONRAD HUTCHINSON BLACK AND COOK LLC 921 WALNUT ST, STE 200 BOULDER, CO 80302 UNITED STATES konrad@hbcboulder.com, hult@hbcboulder.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Justin C. Konrad
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Date	02/17/2016
Attachments	W0994071.PDF(67722 bytes )

**IN THE UNITED STATE PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Serial No. 86/406,691  
Filed on September 26, 2014  
For the Mark **FLXIBLE**  
Published in the *Official Gazette* on September 8, 2015

DINA CAMIONES, S.A. DE C.V.,

Opposer,

v.

TIMELESS CORPORATION,

**Applicant.**

Opposition No. 91224827

**APPLICANT'S CONSENTED MOTION TO EXTEND DEADLINE FOR INITIAL DISCLOSURES**


Pursuant to TBMP § 509.01 and 37 C.F.R. § 2.116(a), Applicant Timeless Corporation (“*Applicant*”), hereby moves the Board for leave to extend the deadline for each party’s initial disclosures for fourteen (14) days. The deadline for initial disclosures is currently set for February 20, 2016 and this Motion has been filed prior to such deadline. The parties are currently engaged in discussion to determine whether they might be able to resolve this matter and require additional time to confer with their respective counsels and with each other. Applicant reasonably believes that extending the deadline for initial disclosures will enhance the potential for resolution of this Opposition. Accordingly, Applicant submits that good cause has been shown to grant this extension.

Opposer Dina Camiones, S.A. DE C.V. (“*Opposer*”) consents to this Motion.

Pursuant to TBMP § 502.02(b) and 37 C.F.R. § 2.127(a), a brief accompanies this Motion.

Respectfully submitted,

Dated this 17<sup>th</sup> day of February, 2016.



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CORPORATION

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Opposition No. 91224827

**BRIEF IN SUPPORT OF  
APPLICANT'S CONSENTED MOTION TO EXTEND DEADLINE FOR INITIAL  
DISCLOSURES**

I. BACKGROUND

A. Party Discussions. The parties are engaged in discussions concerning this Opposition to determine if it can be resolved without further proceedings. The parties believe that additional time is necessary and will be beneficial to their efforts to explore potential avenues for resolution.

B. The Extension. Applicant requests that the deadline for the parties' initial disclosures be extended by fourteen (14) days, until March 5, 2016. Within such time, Applicant anticipates that the parties will engage in substantive discussions and the potential for resolution of this Opposition will be significantly enhanced. Applicant does not request extension of any other deadlines set by

the Board in this Opposition at this time. Opposer consents to this Motion.

## II. LAW AND ANALYSIS

### A. Applicable Rules and Statutory Provisions.

A party may file a motion for an enlargement of the time in which an act is required or allowed to be done. TBMP § 509.01 and 37 C.F.R. § 2.116(a). If the motion is filed prior to the expiration of the period as originally set or previously extended, the moving party need only show good cause for the requested extension. TBMP § 509.01.

Applicant submits that good cause exists in this case since the extension of time is intended to enhance the potential for resolution of the Opposition. There has been no lack of diligence or unreasonable delay by either party.

Therefore, Applicant respectfully requests that the deadline for initial disclosures be extended fourteen (14) days to March 5, 2016. Opposer consented to this extension by email on February 17, 2016.

Dated this 17<sup>th</sup> day of February, 2016.

Respectfully submitted,



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ATTORNEYS FOR APPLICANT TIMELESS  
CORPORATION

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 17<sup>th</sup> day of February, 2016, the foregoing **APPLICANT'S CONSENTED MOTION TO EXTEND DEADLINE FOR INITIAL DISCLOSURES AND BRIEF IN SUPPORT** are being electronically filed with

Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

and served via email to:

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ATTORNEY FOR OPPOSER

  
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